

LEGISLATIVE BILL 658

Approved by the Governor February 13, 2014

Introduced by Executive Board: Wightman, 36, Chairperson.

FOR AN ACT relating to public power suppliers; to amend sections 86-597 and 86-598, Revised Statutes Cumulative Supplement, 2012; to repeal a provision that terminated December 31, 2007; to harmonize provisions; to repeal the original sections; and to outright repeal section 86-596, Reissue Revised Statutes of Nebraska.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 86-597, Revised Statutes Cumulative Supplement, 2012, is amended to read:

86-597 (1) For purposes of sections 86-594 ~~to 86-596~~, and 86-595, providing a service on a retail or wholesale basis shall not include an agency or political subdivision of the state, whether or not a public power supplier, deploying or utilizing broadband services, Internet services, telecommunications services, or video services, for its own use either individually or jointly through the Interlocal Cooperation Act, the Joint Public Agency Act, or the Municipal Cooperative Financing Act for the internal use and purpose of the agency, political subdivision, or public power supplier or to carry out the public purposes of the agency, political subdivision, or public power supplier.

(2) Nothing in sections 86-593 to 86-598 prohibits or restricts the ability of an agency, political subdivision, or public power supplier from deploying or utilizing broadband services, Internet services, telecommunications services, or video services for the internal use and purpose of the agency, political subdivision, or public power supplier, or to carry out the public purposes of the agency, political subdivision, or public power supplier.

Sec. 2. Section 86-598, Revised Statutes Cumulative Supplement, 2012, is amended to read:

86-598 Except as otherwise provided in ~~sections~~ section 86-595, and ~~86-596~~, nothing in sections 86-593 to 86-598 shall be construed to restrict or expand any authority of a public power supplier as that authority existed prior to September 4, 2005.

Sec. 3. Original sections 86-597 and 86-598, Revised Statutes Cumulative Supplement, 2012, are repealed.

Sec. 4. The following section is outright repealed: Section 86-596, Reissue Revised Statutes of Nebraska.